

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on August 26, 2003, the following members were present:

Bob Rowe, Chairman
Thomas J. Schneider, Vice Chairman
Matt Brainard, Commissioner
Greg Jergeson, Commissioner
Jay Stovall, Commissioner

APPEARANCE
Leroy Beeby

(332) In the matter of N2003.8.102 – Citizens Telecommunications Company:

On August 4, 2003, Citizens Telecommunications Company of Montana filed tariff pages to introduce a special promotion beginning September 1, 2003 and ending October 15, 2003. Where available, existing residential who order Caller ID with Name, the nonrecurring installation/activation charge will be waived and the customer will also receive at no charge a Caller ID display unit having a retail value of \$20.00 or a credit of #3.95 equal to the value of the Caller ID with Name monthly recurring charge. If the customer does not subscribe to the service for at least 180 days, a subsequent reversing charge will apply.

Commissioner Stovall moved to approve the tariff pages described above. Commissioner Jergeson seconded the motion, which passed unanimously.

APPEARANCE
Leroy Beeby

(333) In the matter of N2003.8.103 – Citizens Telecommunications Company:

On August 4, 2003, Citizens Telecommunications Company of Montana filed tariff pages to introduce a special promotion beginning September 1, 2003 and ending October 17, 2003. Where available, existing residential who order a Frontier Choices Bundled Service, the nonrecurring activation charge will be waived. In addition, existing residential customers who order Frontier Choices- Enhanced Line will receive a \$10.00 credit on their first month's bill and existing residential customers who order Frontier Choices – Enhanced Line with Second Line will receive a \$20.00 credit on their first month's bill.

Commissioner Brainard moved to approve the tariff pages described above. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE
Leroy Beeby

(334) In the matter of N2003.8.104 – Citizens Telecommunications Company:

On August 4, 2003, Citizens Telecommunications Company of Montana filed tariff pages to modify the Company's Frontier Choices service offering. With the proposed modification, new customers and existing customers moving to a new location will be given a non-recurring credit of \$10.00 if they order Frontier Choices

when first obtaining service from Frontier or initiating a move order. Citizens are requesting a September 1, 2003 effective date.

Commissioner Stovall moved to approve the tariff pages as described above. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel

(335) In the matter of N2003.7.99 - MCI:

On July 23, 2003, MCI filed Tariff Transmittal letter No. 03-11. In this filing MCI is making a price list change its Casual Caller section, Grandfather miscellaneous advanced options, Introduce miscellaneous advance Options, introduce a new Metered Use Service, Introduce a new Special Promotional Offering, and make textual change to Option FF(MCI Everyday Plus).

Commissioner Schneider moved to approve the changes described above. Commissioner Jergeson seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel

(336) In the matter of N2003.8.107 - Sprint:

On August 5, 2003, Sprint filed changes to its Montana PSC price list No. 1. The purpose of the filing is to: increase rates for Business Sense Dial-1 Toll Free, Increase rates for FONCARD Commitment Level, and Miscellaneous text change.

Commissioner Stovall moved to approve the changes as described above. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator

Transportation & Centralized Services Division

(337) In the matter of TN2192:

Charles Kelly dba Frank's Service, Kalispell, Montana requests permission to continue the lease of PSC No. 2636 to Frank's Service, Inc., Kalispell, Montana for a one year period, August 28, 2003 to August 28, 2004.

Commissioner Jergeson moved to approve the request. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(338) In the matter of TN2193:

Charles Kelly dba Kelly's Haulaway, Kalispell, Montana requests permission to continue the lease of PSC No. 8976 to Kelly's Haul Away, Inc., Kalispell, Montana for a one year period, August 28, 2003 to August 28, 2004.

Commissioner Schneider moved to approve the request. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(339) In the matter of Approval of Commission Minutes:

Commissioner Jergeson moved to approve the minutes the week of August 18, 2003. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney

(340) In the matter of the Commission's discussion of L-03.6.1-RUL – PSC/Implementation of HB479 (cramming & slamming rules):

Commissioner Brainard moved the Commission approve the notice of adoption of final rules with the addition to comment #4. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney

(341) In the matter of the Commission's discussion of BDV 2002-397 (PSC Docket D2000.2.21) – Settlement of "Winback" litigation with Qwest:

Commissioner Schneider moved to incorporate the principles identified by staff into the settlement agreement and bring back a proposed agreement for Commission consideration. Commissioner Stovall seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney

(342) In the matter of the Commission's discussion of N2003.6.82 – Implementation of HB 641 and 580:

Commissioner Schneider moved to approve the Notice of Public Hearing on Proposed Adoption of New

Rules presented by staff. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson

- (343) In the matter of the Commission's discussion of D2002.3.33 – Inquiry into Universal Service Eligible Telecommunications Carrier Certification:

Commissioner Stovall moved to reconsider the PSC's previous decision to close the ETC Notice of Inquiry, and to reopen this docket. Commissioner Jergeson seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee

- (344) In the matter of the Commission's discussion of D2002.12.153 – QLD Tariff:

Commissioner Brainard moved to reject the tariffs. Commissioner Jergeson seconded the motion, which passed 3-2.

APPEARANCE

Robin McHugh

- (345) In the matter of the Commission's discussion of D2003.6.77 – NWE - Electric Default Tracker:

Commissioner Stovall moved to grant the motion filed by NWE for protective order. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh

- (346) In the matter of the Commission's discussion of D2003.8.109 – MCC - Petition for Investigation of NW's Financial and Related Transactions; and other matters related to NW's financial condition:

Commissioner Rowe moved to direct staff to immediately convene the parties to consider whether and how to develop a further expedited process to the separate subsidiary issue. Commissioner Stovall seconded the motion, which passed 4-1 with Commissioner Schneider opposed.

Commissioner Rowe moved to direct staff to convene the stakeholders as well as suppliers to discuss ways to insulate payments into and out of default supply from the company. Commissioner Jergeson seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee

- (347) In the matter of the Commission's discussion of D2002.7.80 – NWE - Avoided cost rates: QFLT and STPP:

Commissioner Schneider moved that the Commission accept the stipulation between CELP and NWE and to also approve the interim STPP rates in 2002.7.80 as final. Commissioner Stovall seconded the motion, which passed unanimously.

APPEARANCE
Martin Jacobson

(348) In the matter of the Commission's discussion of D2002.11.140, Court CDV 2003-443 – Judicial Review of PSC Order in NEW 2002/2003 Gas Tracker:

Commissioner Schneider moved to close the work session dealing with litigation strategy on the gas case. Commissioner Stovall seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

BOB ROWE, Chairman

THOMAS J. SCHNEIDER, Vice Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)